

101



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/891,983	06/26/2001	Dinesh O. Shah	6821.US.01	9651

23492 7590 05/05/2004

STEVEN F. WEINSTOCK
ABBOTT LABORATORIES
100 ABBOTT PARK ROAD
DEPT. 377/AP6A
ABBOTT PARK, IL 60064-6008

EXAMINER

LUCAS, ZACHARIAH

ART UNIT PAPER NUMBER

1648

DATE MAILED: 05/05/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
---------------------------------	-------------	---	---------------------

EXAMINER

ART UNIT	PAPER
----------	-------

20040503

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Please note the attached Notice of Non-Responsive Amendment.

Art Unit: 1648

DETAILED ACTION

Status of the Application

1. At the time of the mailing of the prior action (October 17, 2003), claims 1-11, 13-15, and 18-21 were pending in the application. Claims 1-11, and 13-15 were rejected in that action, and claims 18-21 were withdrawn as to non-elected inventions. Claim 12 was cancelled in Response of July 31, 2003, and claims 16, 17, and 22 were cancelled in the Response filed on January 22, 2003.

2. The Examiner to whom the case has been docketed in the USPTO has changed. To aid in correlating any papers for this application, all further correspondence regarding this application should be directed to Examiner Zachariah Lucas in Art Unit 1648.

3. It is noted that the Applicant has attempted to add "new" claims 16-18 to the application in the Response filed on January 20, 2004. However, as of this date, claims 1-22 have already been introduced into the application. The reply filed on January 22, 2003 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The Applicant has amended the claims, but has not followed the Revised Amended Practice which became effective on July 30, 2003, which requires a complete listing of all claims and their status in the application. In the present application, the Applicant has not provided in the listing either the claims, or the status, of claims 16-22 of the Application. It is also noted that the amendment purports to add "new" claims 16-18 to the application, although these claims have already been

Art Unit: 1648

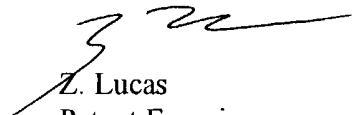
added to the application, although they are not necessarily pending before the Office. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**


Conclusion

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Zachariah Lucas whose telephone number is 571-272-0905. The examiner can normally be reached on Monday-Friday, 8 am to 4:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James Housel can be reached on 571-272-0902. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Z. Lucas
Patent Examiner


JAMES HOUSEL 5/3/04
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 1600